THE HONOURABLE SRI JUSTICE N.V.RAMANA

Writ Petition No. 27435 of 1996

Dated: 12.12. 2006

Between:

K. Rajasekhar Reddy

…..PETITIONER

AND

The Special Commissioner for Sugar
Government of A.P., Hyderabad & another

….RESPONDENTS

THE HONOURABLE SRI JUSTICE N.V.RAMANA

W.P.No.27435 of 1996

ORDER:

This writ petition is filed questioning the action of the respondents in not regularizing the services of the petitioner and in not allowing the minimum scale of pay to the petitioner from the date of completion of five years service as daily wage N.M.R.

When the matter is taken up, learned counsel for petitioner submitted that though regularization is sought for in the writ petition, he is confining his relief to the extent of payment of minimum scale of pay to the petitioner.

Heard the learned counsel for petitioner and perused the material on record.

Though the petitioner confined his relief to the extent of payment of minimum scale of pay to him, the fact remains, whether the petitioner is entitled to minimum scale of pay or not, involves disputed questions of fact, which cannot conveniently be gone into by this Court under Article 226 of the Constitution of India, and the remedy of the petitioner, if any, is to approach the authority under the Payment of Minimum Wages Act, 1948, and if the petitioner makes any application claiming payment of minimum wages, the authority under the Payment of Minimum Wages Act, shall consider the same and pass appropriate orders in accordance with law, expeditiously.

With the above observation, the writ petition is disposed of. No costs.

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N.V.RAMANA,J

DATE: 12.12.2006
grk/TVK

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